

**APPLICATION FOR PERMISSION TO CHANGE POINT OF
DIVERSION, MANNER OF USE AND PLACE OF USE OF THE
PUBLIC WATERS OF THE STATE OF NEVADA
HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office NOV 12 1997

Returned to applicant for correction _____

Corrected application filed _____

Map filed NOV 12 1997

The applicant Robert J. and Delia W. Nuffer, hereby make application for permission to change the point of diversion of water heretofore appropriated under Permit No. 38584

1. The source of water is underground
2. The amount of water to be changed 2.7 cfs
3. The water to be used for irrigation and domestic use
4. The water heretofore permitted for irrigation and domestic use
5. The water is to be diverted at the following point within the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 13, T.43N., R.30E., M.D.B.&M. or at a point from which the SW corner of said Section 13 bears S 7 $^{\circ}$ 24' 45" W a distance of 3,120.78 feet
6. The existing permitted point of diversion is located within the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 13, T.43N., R.30E., M.D.B.&M. or at a point from which the W $\frac{1}{4}$ corner of said Section 13 bears West 485 feet
7. Proposed place of use unchanged
8. Existing place of use S $\frac{1}{2}$ NW $\frac{1}{4}$ and the N $\frac{1}{2}$ SW $\frac{1}{4}$ of Section 13, T.43N., R.30E., M.D.B.&M.
9. Use will be from January 1 to December 31 of each year.
10. Use was permitted from January 1 to December 31 of each year.
11. Description of proposed works The well is completed. The pump and motor have been filed and the well log has been filed.
12. Estimated cost of works in excess of \$25,000
13. Estimated time required to construct works Well is completed; see Proof of Completion filed under Permit 38584.
14. Estimated time required to complete the application of water to beneficial use 3 years
15. Remarks: This application is being filed to correct the point of diversion of Permit 38584.

By Desert Mountain Surveying as agent
John H. Milton III, PLS, SWRS
s/John H. Milton III
146 West Second Street
Winnemucca, NV 89445

Compared my/cms dl/cms

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion of a portion of the waters of an underground source as heretofore granted under Permit 38584 is issued subject to the terms and conditions imposed in said Permit 38584 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

Any well drilled under Permit 38584 shall be plugged in accordance with the Nevada Administrative Code, Chapter 534.420, "Regulations for Water Well and Related Drilling" within 60 days from the issuance of this permit.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 1.35 cubic feet per second, but not to exceed 320.0 acre-feet annually, and not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and be completed on or before:

December 10, 1999

Proof of completion of work shall be filed before:

January 10, 2000

Application of water to beneficial use shall be filed on or before:

December 10, 2001

Proof of the application of water to beneficial use shall be filed on or before:

January 10, 2002


Map in support of proof of beneficial use shall be filed on or before:

January 10, 2002

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.,

State Engineer of Nevada, have hereunto set my hand and the seal of my office,

this 10th day of December, A.D. 1998


State Engineer

Completion of work filed NOV 10 2000

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____